

ORDINANCE NO. 2771 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE CITY MANAGER TO EXECUTE A POWER DISTRIBUTION EASEMENT IN FAVOR OF SALT RIVER PROJECT FOR THE MOUNTAIN VIEW WELL PUMP STATION; AND ORDERING THAT A CERTIFIED COPY OF THIS ORDINANCE BE RECORDED.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. That the City Council hereby approves the Power Distribution Easement and all the terms and conditions thereto and directs that the City Manager for the City of Glendale execute said document granting Salt River Project an easement upon, across, over and under the surface of certain property located within existing City property, in the form attached hereto as Exhibit A. The legal description is contained in the Easement.

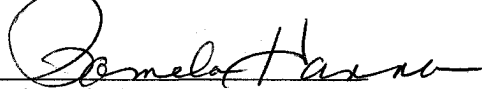
SECTION 2. That the City hereby reserves the right to use the easement premises in any manner that will not prevent or interfere with the exercise by Salt River Project of the rights granted hereunder; provided, however, that the City shall not obstruct, or permit to be obstructed, the easement premises at any time whatsoever without the express prior written consent of Salt River Project.

SECTION 3. That the City Clerk be instructed and authorized to forward a certified copy of this ordinance for recording to the Maricopa County Recorder's Office.

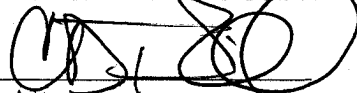
PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 14th day of June, 2011.

  
MAYOR

ATTEST:

  
City Clerk (SEAL)

APPROVED AS TO FORM:

  
City Attorney

REVIEWED BY:

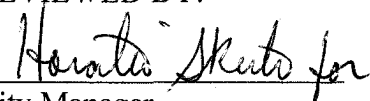
  
City Manager

EXHIBIT-FOR REFERENCE ONLY

WHEN RECORDED MAIL TO:

SALT RIVER PROJECT  
Land Department/PAB400  
P. O. Box 52025  
Phoenix, Arizona 85072-2025

Orig  
2

POWER DISTRIBUTION EASEMENT

Maricopa County  
Parcel # 143-12-007M  
NE ¼ of Sec 30, T3N, R2E

Agt. SCF  
Job # KJP-97  
W ~~ST~~

C ~~MT~~

**CITY OF GLENDALE,**  
an Arizona municipal corporation,

hereinafter called Grantor, for and in consideration of the sum of One Dollar, and other valuable consideration, receipt of which is hereby acknowledged, does hereby grant and convey to **SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT**, an agricultural improvement district organized and existing under the laws of the State of Arizona, its agents, employees, contractors and permittees and its and their respective successors and assigns, hereinafter called the Grantee, a non-exclusive easement in, upon, over, under, across, through and along the lands hereinafter described (such lands hereinafter described being sometimes referred to herein as the "Easement Parcel") to construct, install, reconstruct, replace, remove, repair, operate and maintain underground electrical conductors, conduits, pipes, cables, vaults, pads, switching equipment, enclosures, manholes and transformers and all other appliances, appurtenances and fixtures (collectively "Facilities") for the transmission and distribution of electricity and for all other purposes connected therewith at such locations and elevations, in, upon, over, under, across, through and along the Easement Parcel as Grantee may now or hereafter deem convenient or necessary from time to time, together with the right of ingress and egress to, from, across and along the Grantor's Property.

The lands in, upon, over, under, across, through and along which this easement is granted are situated in the County of Maricopa, State of Arizona, and are more particularly described as:

**Grantor's Property:**

The South half of the Northeast quarter of Section 30, Township 3 North, Range 2 East of the Gila and Salt River Base and Meridian, being more particularly described in Exhibit A of Warranty Deed, Docket 12003 Page 189, records of Maricopa County, Arizona.

**Easement Parcel:**

Said easement being 8.00 feet in width, lying 4.00 feet on each side of the line described as "CENTERLINE OF 8' EASEMENT" on EXHIBIT A, (prepared by Salt River Project A.I. & Power District, date 03/21/11), attached hereto and by this reference made a part hereof.

## **EXHIBIT-FOR REFERENCE ONLY**

**CAUTION:** Facilities placed within the Easement Parcel may contain high voltage electrical equipment. Notice is hereby given that the location of underground electrical conductors or facilities must be verified as required by Arizona Revised Statutes, Section 40-360.21, et. seq., Arizona Blue Stake Law, prior to any excavation.

Grantor shall maintain a clear area that extends 3.00 feet from and around all edges of all transformer pads and other equipment pads, and a clear operational area that extends 12.00 feet immediately in front of all transformer and other equipment openings. No obstruction, trees, shrubs, fixtures or permanent structures shall be placed within said areas.

Grantor shall not construct, install or place, or permit to be constructed, installed or placed any building or other structure, plant any trees, drill any well, store materials of any kind, or alter ground level by cut or fill, within the area of the Easement Parcel.

Grantee shall have the right (but not the obligation) to trim, cut and clear away trees, brush or other vegetation on, the Easement Parcel whenever in its judgment the same shall be necessary for the convenient and safe exercise of the rights herein granted.

In the event Grantee records a document to formally abandon the easement granted herein, all Grantee's rights hereunder shall cease, except the right to remove any and all property placed upon the Easement Parcel within a reasonable time subsequent to such abandonment.

The covenants and agreements herein set forth shall extend and inure in favor and to the benefit of and shall be binding on the heirs, administrators, executors, personal representatives, legal representatives, successors (including successors in ownership and estate), assigns and lessees of the Grantor and Grantee.

**THE REMAINDER OF THIS PAGE LEFT INTENTIONALLY BLANK**

EXHIBIT-FOR REFERENCE ONLY

IN WITNESS WHEREOF, **CITY OF GLENDALE**, an Arizona municipal corporation, has caused its name to be executed by its duly authorized representative(s), this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

**CITY OF GLENDALE,**  
an Arizona municipal corporation

**APPROVED AS TO FORM**

By \_\_\_\_\_  
City Attorney

By \_\_\_\_\_  
City Manager

Attest:

\_\_\_\_\_  
City Clerk

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) ss

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2011, by Ed Beasley and Pamela Hanna, City Manager and City Clerk, respectively, of **THE CITY OF GLENDALE**, an Arizona municipal corporation of the State of Arizona.

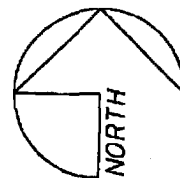
My Commission Expires:

\_\_\_\_\_  
Notary Public

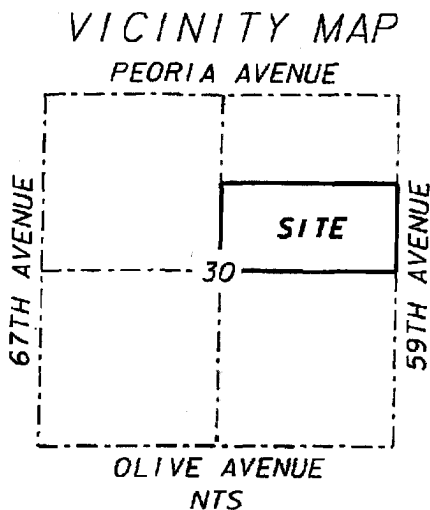
\_\_\_\_\_  
Notary Stamp/Seal

**Note: This instrument is exempt from the real estate transfer fee and affidavit of legal value required under A.R.S. Sections 11-1132 and 11-1133 pursuant to the exemptions set forth in A.R.S. Sections 11-1134(A)(2) and (A)(3).**

## EXHIBIT "A"



NTS



## LEGEND

NOTE: SYMBOLS MAY NOT BE TO DRAWING SCALE, SO AS TO BETTER ENHANCE GRAPHICAL REPRESENTATION

- SECTION AND CENTERLINE
- PROPERTY LINE
- CENTERLINE OF 8' EASEMENT
- EASEMENT AS NOTED



EQUIPMENT PAD -  
UNLESS OTHERWISE NOTED  
ARE PART OF THE EASEMENT

- (M) MEASURED
- (R) RECORD
- (C) CALCULATED
- APN ASSESSOR PARCEL NUMBER
- MCR MARICOPA COUNTY RECORDER
- NTS NOT TO SCALE

SRP JOB #  
KJP-97

AMP W/O#  
81082340

## NOTE

THIS EXHIBIT IS INTENDED TO ACCOMPANY AN EASEMENT. ALL PARCELS SHOWN WERE PLOTTED FROM RECORD INFORMATION, AND NO ATTEMPT HAS BEEN MADE TO VERIFY THE LOCATION OF ANY BOUNDARIES SHOWN. THIS IS NOT AN ARIZONA BOUNDARY SURVEY.

EQUIPMENT PAD(S) ARE A PART OF THE EASEMENT UNLESS OTHERWISE NOTED.

## CAUTION

THE EASEMENT LOCATION AS HEREON DELINEATED MAY CONTAIN HIGH VOLTAGE ELECTRICAL EQUIPMENT, NOTICE IS HEREBY GIVEN THAT THE LOCATION OF UNDERGROUND ELECTRICAL CONDUCTORS OR FACILITIES MUST BE VERIFIED AS REQUIRED BY ARIZONA REVISED STATUTES, SECTION 40-380.21, ET. SEQ., ARIZONA BLUE STAKE LAW, PRIOR TO ANY EXCAVATION.

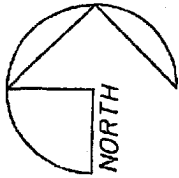
SALT RIVER PROJECT A.I.  
& POWER DISTRICT

MTN VIEW WELL PUMP STATION  
NE 1/4 SEC 30 T3N, R2E

UNDERGROUND ELECTRIC  
POWER LINE RIGHT-OF-WAY  
MARICOPA COUNTY, ARIZONA

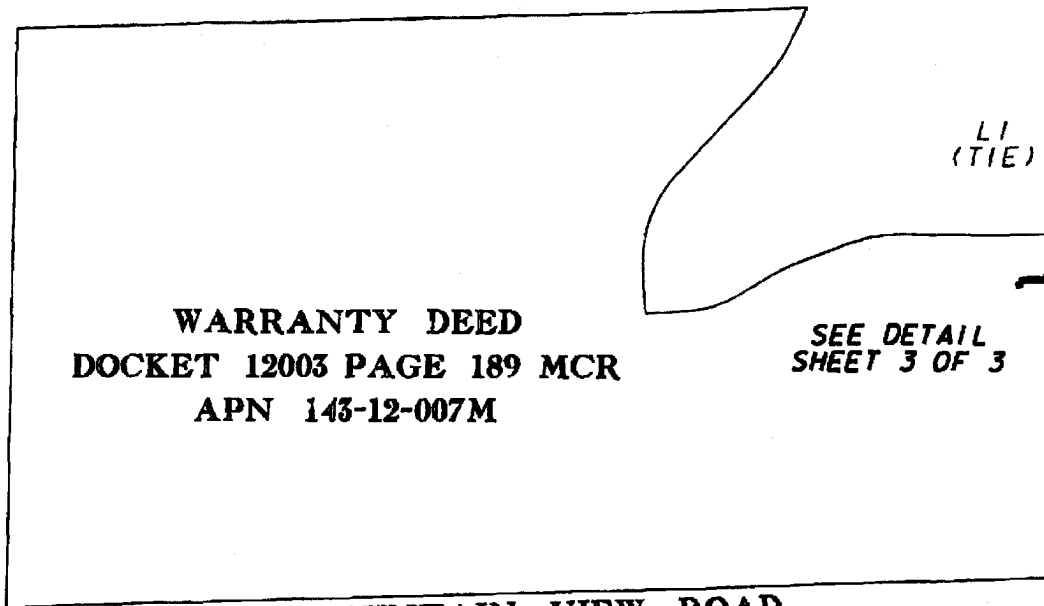
DESIGNED	YBARRA	AGENT	FURROW
DRAWN	RAUSER	APPROVED:	
DATE	3-21-11	CHECKED BY:	GG
SCALE	NTS	SHEET	1 OF 3

EXHIBIT-FOR REFERENCE ONLY



NTS

L1  
N90°00'00"W  
65.00' (C)



**WARRANTY DEED**  
**DOCKET 12003 PAGE 189 MCR**  
**APN 143-12-007M**

SEE DETAIL  
SHEET 3 OF 3

**MOUNTAIN VIEW ROAD**

②

1846.65' (C)  
2622.32' (M)  
N00°00'00"W  
(BASIS OF BEARING)  
**59TH AVENUE**

775.67' (C)

①

- ① EAST QUARTER CORNER SECTION 30, FOUND BRASS CAP IN HAND HOLE (3-15-11).
- ② NORTHEAST CORNER SECTION 30, FOUND BRASS CAP IN HAND HOLE (3-15-11).

**MTN VIEW WELL PUMP STATION**  
**NE1/4 SEC 30 T3N, R2E**

UNDERGROUND ELECTRIC  
POWER LINE RIGHT-OF-WAY  
MARICOPA COUNTY, ARIZONA

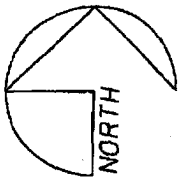
DESIGNED YBARRA  
DRAWN RAUSER  
DATE 3-21-11  
SCALE NTS

SALT RIVER PROJECT  
AGRICULTURAL IMPROVEMENT  
& POWER DISTRICT

AGENT FURROW  
APPROVED: \_\_\_\_\_  
CHECKED BY: CF  
SHEET 2 OF 3

EXHIBIT-FOR REFERENCE ONLY

EXHIBIT "A"

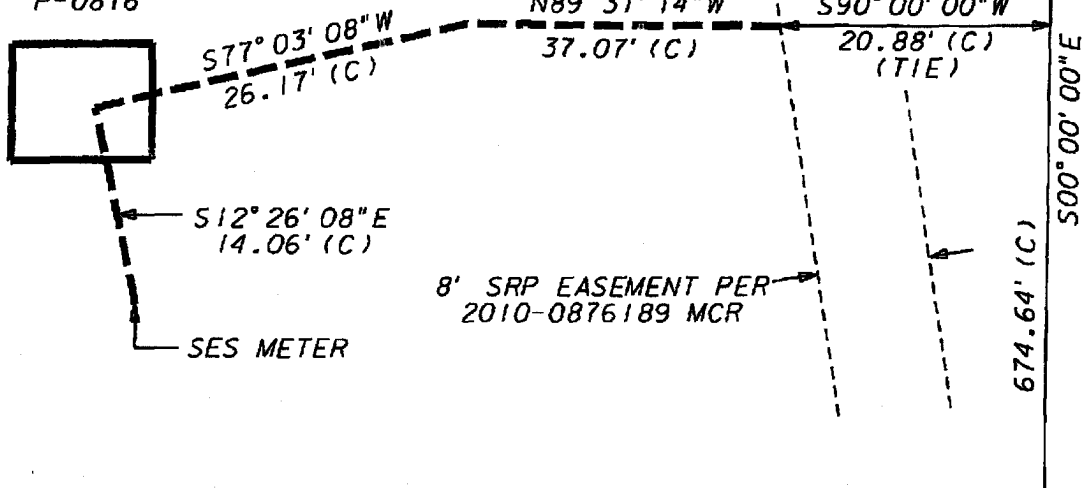


NTS

LI  
N90°00'00"W  
65.00' (C)

**WARRANTY DEED**  
**DOCKET 12003 PAGE 189 MCR**  
**APN 143-12-007M**

PROPOSED  
5.50' X 7.50'  
EPAD  
P-0816



\* DIMENSIONS TO EPAD WINDOW

**MTN VIEW WELL PUMP STATION**  
**NE1/4 SEC 30 T3N, R2E**

UNDERGROUND ELECTRIC  
POWER LINE RIGHT-OF-WAY  
MARICOPA COUNTY, ARIZONA

DESIGNED YBARRA  
DRAWN RAUSER  
DATE 3-21-11  
SCALE NTS

SALT RIVER PROJECT  
AGRICULTURAL IMPROVEMENT  
& POWER DISTRICT

AGENT FURROW  
APPROVED: \_\_\_\_\_  
CHECKED BY: GS  
SHEET 3 OF 3